

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ACQIS LLC,

Plaintiff,

v.

DELL INC.; HEWLETT-PACKARD CO.;
INTERNATIONAL BUSINESS MACHINES
CORP.; NEC CORP. OF AMERICA; and
ORACLE AMERICA, INC.

Defendants.

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Civil Action No. 6:09-cv-00148-LED
JURY TRIAL DEMANDED

DEFENDANT DELL INC.'S TRIAL WITNESS LIST

Defendant Dell Inc. ("Dell") submits its witness list pursuant to the Docket Control Order
(D.I. 289).

Party/Type	Witness	Will Call	May Call
Acqis	William Chu		x
	Doug DeVivo		x
	Tony Man		x
Dell	Tracy Davis	x	
	Joseph Farrell		x
	Chad Fenner	x	
	Thomas Garvens		x
	James Hamilton		x
	John Nieto		x
	Thierry Pellegrino		x
	Anthony Peterman		x
	Mike Roberts		x
Experts	Carol Ludington	x	
	Robert McClure	x	
	Ray Mercer	x	
Third Party	Larry Forsley		x
	Roger Gaskell		x
	Paul Groom		x
	Cheryl Smith		x
	Vince Conroy		x
	Chuck Reeder		x
	Guy Irving		x
	Ken Hempen		x

Party/Type	Witness	Will Call	May Call
	Walter Otto		x
	Luke Pedersen		x
	Charles Reeder		x
	Alan Pocrass		x
	Larry Genovesi		x
	Steve Packer		x
	Rafael Graulau		x
	Akram Chowdry		x

Dell reserves the right to call at trial any of the witnesses listed on Plaintiff's or any other party's trial witness list, or in Dell's or Plaintiff's or any other party's initial disclosures, as amended and/or supplemented, either in person or by way of a deposition. Dell reserves the right to call at trial, as a rebuttal or impeachment witness, any of the witnesses listed on this list, on Plaintiff's or any other party's trial witness list, in Plaintiff's or Dell's or any other party's initial disclosures, as amended and/or supplemented, or any other witness, either in person or by way of a deposition.

Dell may also introduce testimony via designated portions of depositions, including portions of depositions of Plaintiff's Fed. R. Civ. P. 30(b)(6) designee(s), portions of depositions of witnesses affiliated or associated with Plaintiffs, and portions of depositions of unavailable witnesses. Dell will provide its designations pursuant to the timing set forth in the Court's Docket Control Order.

November 19, 2010

Respectfully submitted,

By: /s/ Michael C. Barrett

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COUNSEL FOR DEFENDANT
DELL INC.

CERTIFICATE OF SERVICE

I certify that this document was filed electronically pursuant to Local Rule CV-5(a) on **November 19, 2010**. Pursuant to Local Rule CV-5(a)(3)(A), this electronic filing acts to electronically serve all counsel who have consented to electronic service via the Court's CM/ECF system.

/s/ Michael C. Barrett
Michael C. Barrett